IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7326 OF 2006

Chandrakant Govind Bhide. .. Petitioner.

vs.

Vithal Sadashiv Pavle

& Ors. .. Respondents.

Mrs. Seema Sarnaik for petitioner.

CORAM : A.P. DESHPANDE, J.

DATE : 8th November, 2006.

P.C.

. The petition instituted a suit for specific performance of contract. The petitioner claims that he had filed certified true copies of certain documents including agreement of sale, possession receipt, sale deed and proceedings of earlier civil suit. The trial Court permitted exhibiting the documents in relation to the proceedings of the earlier civil suit and declined to exhibit the other documents for the reason that the said documents are not public documents and are private documents. After closure of the evidence of the plaintiff, the evidence of the defendants came to be recorded and the same is closed. The learned counsel for the

petitioner informs that the matter is now fixed for final arguments. In this view of the matter, no interference with the impugned order is called for at this stage. However, the petitioner shall have liberty to raise the grounds that are raised in the present petition in regular civil appeal which the petitioner may be required to file in the event if the suit is dismissed. Hence, the writ petition is summarily dismissed with liberty as above.

(A.P. Deshpande, J.)